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Commonwealth of Kentucky

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David L. Armstrong Chairman

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Commissioner

July 29, 2011

Stites & Harbison, PLLC Attention: Mark R. Overstreet 421 West Main Street P.O. Box 634 Frankfort, Kentucky 40602-0634

Re:

Dana Bowers v. Windstream Kentucky East, LLC Petition for Confidential Treatment received 6/10/11 PSC Reference – Case No. 2010-00447

Dear Mr. Overstreet:

The Public Service Commission has received the Petition for Confidential Treatment you filed on June 10, 2011 on behalf of Windstream Kentucky East, LLC (Windstream East) to protect certain information filed with the Commission as confidential pursuant to Section 7 of 807 KAR 5:001 and KRS 61.870. The information you seek to have treated as confidential is identified as being contained in the Direct Testimony of Stephen Weeks. The information is described as business information on page 7 of the testimony and Exhibit B in its entirety, containing Mrs. Bower's account number, telephone number, services provided and charges (CPNI).

Your justification for having the Commission handle this material as confidential is that the public disclosure of the information would compromise Windstream East's competitive position in the industry, which would result in an unfair commercial advantage to Windstream East's competitors, and would result in an unwarranted invasion of personal privacy for the complainant.

Based on a review of the information and pursuant to KRS 61.878 and 807 KAR 5:001, Section 7, the Commission has determined that the information requested to be held confidential is of a proprietary nature, which if publicly disclosed would permit an unfair commercial advantage to Windstream East's competitors, and of a personal nature regarding the complainant, which if publicly disclosed would result in an unwarranted invasion of personal privacy. Therefore, the information requested to be treated as confidential meets the criteria for confidential protection and will be maintained as a



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nonpublic part of the Commission's file in this case. The procedure for usage of confidential materials during formal proceedings may be found at Section 7(8) of 807 KAR 5:001.

If the information becomes publicly available or no longer warrants confidential treatment, Windstream Kentucky East, LLC is required by Section 8(9)(a) of 807 KAR 5:001 to inform the Commission so that the information may be placed in the public record.

Executive Director

kg/

cc: Parties of Record